

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	2:13-CR-149-KJD-(CWH)
)	
DERRICK YOUNG,)	
)	
Defendant.)	

PRELIMINARY ORDER OF FORFEITURE

This Court finds that on March 11, 2014, defendant DERRICK YOUNG pled guilty to Counts Two and Three of a Three-Count Superseding Criminal Indictment charging him in Count Two with Armed Bank Robbery in violation of Title 18, United States Code, Section 2113(a) and in Count Three with Use of a Weapon in Furtherance of a Crime of Violence in violation of Title 18, United States Code, Section 924(c)(1)(A)(ii). Superseding Criminal Indictment, ECF No. 9; Change of Plea, ECF No. 51; Plea Agreement, ECF No. 52.

This Court finds defendant DERRICK YOUNG agreed to the forfeiture of the property set forth in the Plea Agreement and the Forfeiture Allegation of the Superseding Criminal Indictment. Superseding Criminal Indictment, ECF No. 9; Change of Plea, ECF No. 51; Plea Agreement, ECF No. 52.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Plea Agreement and the Forfeiture . . .

1 Allegation of the Superseding Criminal Indictment and the offenses to which defendant DERRICK
2 YOUNG pled guilty.

3 The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section
4 924(d)(1), (2)(C), and (3)(B) and Title 28, United States Code, Section 2461(c):

- 5 1. a Barreta Tomcat .32 caliber semi-automatic handgun, serial number DAA433805;
 - 6 2. a Jennings Model 48 .380 caliber semi-automatic handgun, serial number 052210;
 - 7 and
 - 8 3. any and all ammunition
- 9 (all of which constitutes "property").

10 This Court finds the United States of America is now entitled to, and should, reduce the
11 aforementioned property to the possession of the United States of America.

12 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
13 United States of America should seize the aforementioned property.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
15 DERRICK YOUNG in the aforementioned property is forfeited and is vested in the United States of
16 America and shall be safely held by the United States of America until further order of the Court.

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
18 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
19 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state the
20 time under the applicable statute when a petition contesting the forfeiture must be filed, and state the
21 name and contact information for the government attorney to be served with the petition, pursuant to
22 Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

23 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or entity
24 who claims an interest in the aforementioned property must file a petition for a hearing to adjudicate
25 the validity of the petitioner's alleged interest in the property, which petition shall be signed by the
26 petitioner under penalty of perjury pursuant to Title 21, United States Code, Section 853(n)(3) and

1 Title 28, United States Code, Section 1746, and shall set forth the nature and extent of the petitioner's
2 right, title, or interest in the forfeited property and any additional facts supporting the petitioner's
3 petition and the relief sought.

4 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed
5 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101, no later than
6 thirty (30) days after the notice is sent or, if direct notice was not sent, no later than sixty (60) days
7 after the first day of the publication on the official internet government forfeiture site,
8 www.forfeiture.gov.

9 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
10 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
11 following address at the time of filing:

12 Michael A. Humphreys
13 Assistant United States Attorney
14 Daniel D. Hollingsworth
15 Assistant United States Attorney
16 Lloyd D. George United States Courthouse
17 333 Las Vegas Boulevard South, Suite 5000
18 Las Vegas, Nevada 89101.

16 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
17 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency
18 following publication of notice of seizure and intent to administratively forfeit the above-described
19 property.

20 DATED this 17th day of March, 2014.

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23 
24 _____
25 UNITED STATES DISTRICT JUDGE
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